

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

In re: JERRY D. LAZA

§ Case No. 18-60485

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Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION  
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED  
AND APPLICATION TO BE DISCHARGED (TDR)**

Michelle H. Chow, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <u>\$144,700.00</u> <i>(without deducting any secured claims)</i>	Assets Exempt: <u>\$1,500.00</u>
Total Distribution to Claimants: <u>\$205,202.87</u>	Claims Discharged Without Payment: <u>\$235,793.19</u>
Total Expenses of Administration: <u>\$54,812.13</u>	

3) Total gross receipts of \$260,015.00 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$260,015.00 from liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from <b>Exhibit 3</b> )	334,540.00	25,163.78	25,163.78	25,163.78
PRIORITY CLAIMS				
CHAPTER 7 ADMIN. FEES AND CHARGES (from <b>Exhibit 4</b> )	0.00	54,812.13	54,812.13	54,812.13
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from <b>Exhibit 5</b> )	0.00	0.00	0.00	0.00
PRIORITY UNSECURED CLAIMS (from <b>Exhibit 6</b> )	0.00	383.69	383.69	383.69
GENERAL UNSECURED CLAIMS (from <b>Exhibit 7</b> )	184,692.00	230,756.59	230,756.59	179,655.40
<b>TOTAL DISBURSEMENTS</b>	<b>\$519,232.00</b>	<b>\$311,116.19</b>	<b>\$311,116.19</b>	<b>\$260,015.00</b>

4) This case was originally filed under Chapter 7 on 08/02/2018.  
The case was pending for 33 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 05/14/2021

By: /s/ Michelle H. Chow

Chapter 7 Bankruptcy Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

# EXHIBITS TO FINAL ACCOUNT

## EXHIBIT 1 - GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE <sup>1</sup>	\$ AMOUNT RECEIVED
SETTLEMENT WITH J. LAZA	1249-000	260,015.00
<b>TOTAL GROSS RECEIPTS</b>		<b>\$260,015.00</b>

<sup>1</sup> The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

## EXHIBIT 2 - FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRANS. CODE	\$ AMOUNT PAID
	None		
<b>TOTAL FUNDS PAID TO DEBTOR &amp; THIRD PARTIES</b>			

## EXHIBIT 3 - SECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
00001A	Southside Bank	4210-000	0.00	24,113.78	24,113.78	24,113.78
2A	City of Palestine	4210-000	0.00	1,050.00	1,050.00	1,050.00
NOTFILED	First Bank & Trust Eas	4210-000	4,540.00	0.00	0.00	0.00
NOTFILED	First Bank & Trust Eas	4210-000	80,000.00	0.00	0.00	0.00
NOTFILED	Sam Roeber	4210-000	250,000.00	0.00	0.00	0.00
<b>TOTAL SECURED CLAIMS</b>			<b>\$334,540.00</b>	<b>\$25,163.78</b>	<b>\$25,163.78</b>	<b>\$25,163.78</b>

## EXHIBIT 4 - CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Michelle Chow	2100-000	N/A	8,125.00	8,125.00	8,125.00
Estate of Jason Searcy	2100-000	N/A	8,125.75	8,125.75	8,125.75
Michelle H. Chow	2200-000	N/A	252.35	252.35	252.35
Searcy & Searcy	3210-000	N/A	37,700.00	37,700.00	37,700.00
Searcy & Searcy	3220-000	N/A	221.14	221.14	221.14
Bank and Technology Fees	2600-000	N/A	387.89	387.89	387.89

<b>TOTAL CHAPTER 7 ADMIN. FEES and CHARGES</b>	<b>N/A</b>	<b>\$54,812.13</b>	<b>\$54,812.13</b>	<b>\$54,812.13</b>
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**EXHIBIT 5 - PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

<b>PAYEE</b>	<b>UNIFORM TRAN. CODE</b>	<b>CLAIMS SCHEDULED</b>	<b>CLAIMS ASSERTED</b>	<b>CLAIMS ALLOWED</b>	<b>CLAIMS PAID</b>
None					
<b>TOTAL PRIOR CHAPTER ADMIN. FEES and CHARGES</b>					

**EXHIBIT 6 - PRIORITY UNSECURED CLAIMS**

<b>CLAIM NO.</b>	<b>CLAIMANT</b>	<b>UNIFORM TRAN. CODE</b>	<b>CLAIMS SCHEDULED (from Form 6E)</b>	<b>CLAIMS ASSERTED (from Proofs of Claim)</b>	<b>CLAIMS ALLOWED</b>	<b>CLAIMS PAID</b>
3	IRS	5800-000	0.00	383.69	383.69	383.69
<b>TOTAL PRIORITY UNSECURED CLAIMS</b>			<b>\$0.00</b>	<b>\$383.69</b>	<b>\$383.69</b>	<b>\$383.69</b>

**EXHIBIT 7 - GENERAL UNSECURED CLAIMS**

<b>CLAIM NO.</b>	<b>CLAIMANT</b>	<b>UNIFORM TRAN. CODE</b>	<b>CLAIMS SCHEDULED (from Form 6F)</b>	<b>CLAIMS ASSERTED (from Proofs of Claim)</b>	<b>CLAIMS ALLOWED</b>	<b>CLAIMS PAID</b>
00001B	Southside Bank	7100-000	0.00	61,443.51	61,443.51	47,836.81
2B	City of Palestine	7100-000	N/A	166,038.60	166,038.60	129,269.25
4	LVNV Funding, LLC	7100-000	0.00	3,274.48	3,274.48	2,549.34
NOTFILED	Bank of America	7100-000	1,544.00	0.00	0.00	0.00
NOTFILED	Bank of America	7100-000	15,000.00	0.00	0.00	0.00
NOTFILED	Chase Card Services	7100-000	4,993.00	0.00	0.00	0.00
NOTFILED	Ronald Stutes	7100-000	163,155.00	0.00	0.00	0.00
<b>TOTAL GENERAL UNSECURED CLAIMS</b>			<b>\$184,692.00</b>	<b>\$230,756.59</b>	<b>\$230,756.59</b>	<b>\$179,655.40</b>

**FORM 1**  
**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

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**Case Number:** 18-60485 BP  
**Case Name:** JERRY D. LAZA

**Trustee:** Michelle H. Chow  
**Filed (f) or Converted (c):** 08/02/18 (f)  
**\$341(a) Meeting Date:** 09/07/18  
**Claims Bar Date:** 11/14/18

**Period Ending:** 05/14/21

1 Ref #	2 Asset Description (Scheduled And Unscheduled (u) Property)	3 Petition/ Unscheduled Values	4 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	5 Property Abandoned OA=\$554(a) Abandon	6 Sale/Funds Received by the Estate	7 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	1125 W. OAK, PALESTINE, TX 75801 Per Debtor's original schedules 08/23/18 #8. Debtor selects TEXAS PROPERTY CODE EXEMPTIONS Creditor filed Motion for Relief from Stay 11/28/18 #41; Order granted 12/17/18 #42. Trustee does not administer.	30,000.00	0.00		0.00	FA
2	1986 GEO TRACKER Per original schedules 08/23/18 #8. Lien held by Schedule D creditor Sam Roeber.	3,000.00	0.00		0.00	FA
3	1980 JEEP CJ7 Per Debtor's original schedules 08/23/18 #8. Lien held by Schedule D creditor Sam Roeber.	5,000.00	0.00		0.00	FA
4	1998 FORD EXPEDITION Per original schedules 08/23/18 #8. Lien held by Schedule D creditor Sam Roeber	2,000.00	0.00		0.00	FA
5	1980 GENERAL SEMI TRUCK AND TRAILER Per original schedules 08/23/18 #8. Lien held by Schedule D creditor Sam Roeber.	10,000.00	0.00		0.00	FA
6	2006 CHINESE SCOOTER Per original schedules 08/23/18 #8. Lien held by Schedule D creditor Sam Roeber.	500.00	0.00		0.00	FA
7	2002 CHEVROLET TRUCK Per original schedules 08/23/18 #8, claimed as exempt but zero value. Creditor filed Motion for Relief from Stay 11/28/18 #41, Order granted 12/17/18 #42.	10,000.00	0.00		0.00	FA
8	1988 CHEVROLET CORVETTE CONVERTIBLE Per original schedules 08/23/18 #8. Motion for Relief from stay filed 11/28/18 #41. Order granted 12/17/18 #42.	10,000.00	0.00		0.00	FA
9	2008 HARLEY DAVIDSON CLASSIC Per original schedules 08/23/18 #8. Motion for relief from stay filed 11/28/18 #41, Order granted 12/17/18 #42.	12,000.00	0.00		0.00	FA
10	HOUSEHOLD GOODS AND FURNITURE Per original schedules 08/23/18 #8, fully exempted.	500.00	0.00		0.00	FA
11	ELECTRONICS - TVS Per original schedules 08/23/18 #8, fully exempted.	100.00	0.00		0.00	FA

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12	FIREARMS - 2 GUNS Per order 08/23/18 #8, fully exempted.	100.00	0.00		0.00	FA
13	CLOTHING Per original schedules 08/23/18 #8, fully exempted.	100.00	0.00		0.00	FA
14	CHECKING ACCOUNT - FIRST BANK & TRUST Per original schedules 08/23/18 #8, nonexempt bank account Successor Trustee abandons this minimal balance.	400.00	400.00		0.00	FA
15	CHECKING ACCOUNT - CITIZENS Per original schedules 08/23/18 #8, nonexempt bank balance Successor Trustee abandons this minimal balance.	100.00	100.00		0.00	FA
16	ETRADE ACCOUNT Per Debtor's original schedules 08/23/18 #8, nonexempt trading account; Debtor lists unknown as FMV.	Unknown	0.00		0.00	FA
17	CAUSE OF ACTION - J. LAZA VS. CITY OF PALESTINE Per Debtor's original schedules 08/23/18 #8. James Mosser, Plano attorney for Debtor. Trustee to investigate if this cause of action has value. See asset extent it relates to asset #27 it will be administered/abandoned.	Unknown	5,000.00		0.00	FA
18	MACHINERY & FIXTURES: LAWNMOWERS, PARTS, ETC. Per Debtor's original schedules 08/23/18 #8 'LAWN MOWERS, PARTS, DRILLS, WELDER, TOOLS, DESK, PHONE, COMPUTER'. See also next asset (Bulldozer). Per amended schedules, backhoe added for additional \$1,000	21,200.00	0.00		0.00	FA
19	MACHINERY & FIXTURES: CATEPILLAR D9G BULLDOZER Per Debtor's original schedules 08/23/18 #8, \$12,460 is exempted. See also asset #17, itemized machinery and fixtures. Creditor relief from stay filed 11/28/18 #41, Order granted 12/17/18 #42.	35,000.00	0.00		0.00	FA
20	INTEREST IN PARTNERSHIPS/JVS: PALESTINE ATV & CYCLE Per original schedules 08/23/18 #8. This line item not administered.	0.00	0.00		0.00	FA
21	HORSE & 3 GOATS Per Debtor's original schedules 08/23/18 #8, fully exempted.	700.00	0.00		0.00	FA

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1 Ref #	2 Asset Description (Scheduled And Unscheduled (u) Property)	3 Petition/ Unscheduled Values	4 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	5 Property Abandoned OA=\$554(a) Abandon	6 Sale/Funds Received by the Estate	7 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
22	ADVERSARY 18-06007 JASON R. SEARCY, TRUSTEE VS. VEREIN (u) Debtor attempted to transfer property, and Trustee Searcy filed adversary #18-06007 to recover the real property. On 12/12/18 #19, the Court entered a Judgement in favor of the Trustee. The dispute with the City of Palestine involves 3 lawsuits which are property of the bankruptcy estate. To the extent this relates to current unscheduled negotiations with the City of Palestine and transfers to Sam Rober, successor trustee will indicate any funds on asset line #27.	0.00	10,000.00		0.00	FA
23	1989 FORD RANGER (u) Per amended schedules 09/18/18 #26, added this vehicle. Not administered.	500.00	0.00		0.00	FA
24	1978 BUCKET TRUCK (u) Per amended schedules 09/18/18 #26, added this truck. Lien by Sam Roeber.	1,000.00	0.00		0.00	FA
25	1980 GENERAL WENCH POLE TRUCK (u) Per original schedules 09/18/18 #26, added truck but not administered.	2,000.00	0.00		0.00	FA
26	1978 INTERNATIONAL DUMP TRUCK (u) Per amended schedules 09/18/18 #26, added truck, not administered.	2,000.00	0.00		0.00	FA
27	SETTLEMENT WITH J. LAZA (u) Per order 08/31/2020 #67, this asset is the compromise settlement with Jerry Laza and approved by the Court (along with City of Palestine) to ultimately monetize any causes of action. Trustee and counsel originally negotiated terms with City of Palestine and Sam Rober (individual property was transferred to). However, a better result for the estate was to file a compromise motion with various terms. Funds deposited to the estate bank account in early 4th quarter 2020.	0.00	260,000.00		260,015.00	FA

<b>TOTALS (Excluding Unknown Values)</b>	<b>\$146,200.00</b>	<b>\$275,500.00</b>	<b>\$260,015.00</b>	<b>\$0.00</b>
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**Major activities affecting case closing:**

As of date TFR submitted to UST: 01/26/2021

Since last reporting period, a settlement motion with the city of Palestine was filed on 04/27/2020 #54, but the Debtor objected. After lengthy negotiation and agreement with various parties, a new settlement motion was filed on 08/05/2020 #61. The order was granted on 08/31/2020 #67. The order included a payment from the Debtor and various claims were itemized. After this settlement was granted, the original settlement was withdrawn and a notice of abandonment was filed with the Order granted on 09/30/2020 #77.

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**ASSET CASES**

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As of 03/31/2020 reporting period: In this period, multiple negotiations and terms were exchanged between parties involved in real property transfers in Palestine. Both City of Palestine and Sam Rober are willing to discuss terms, procedures and claims status. Trustee and counsel are discussing implications to bankruptcy estate and potential net equity.

Original Trustee to Successor Trustee (01/30/2019) to 03/31/2019 reporting period: This case originally assigned to Jason Searcy. Successor Trustee Michelle Chow. The Debtor had various business operations, and transferred property which was recovered by Trustee Searcy. While a judgement was granted, underlying asset has not been monetized. A new development was unknown cause of action which could have value; Trustee Chow and counsel Searcy & Searcy to continue to investigate.

Original schedules 08/23/18 #8 \$139,700

Amended H 08/24/18 #12 H

Amended schedules 09/06/18 #20 ABC correcting home & lot description (NO CHANGE TO VALUE)

Amended schedule D 09/06/18 #21 D Correcting description of property and nature of liens

Amended schedules 09/18/18 #26 AB adding assets \$146,200

Professionals in case:

Debtor's attorney: William H. Lively, Jr.

Original Trustee: Jason Searcy

Successor Trustee: Michelle Chow

General Counsel for Trustee: Searcy & Searcy (Callan)

Special Counsel for Trustee: Searcy & Search (Callan & Josh)

Counsel for Debtor business: James Mosser

Creditor: City of Palestine: Ron Stuts

Creditor: Southside Bank: Charles Lauffer

**Initial Projected Date of Final Report (TFR):** December 31, 2022

**Current Projected Date of Final Report (TFR):** January 26, 2021 (Actual)

May 14, 2021

Date

/s/ Michelle H. Chow

Michelle H. Chow



## Form 2 Cash Receipts and Disbursements Record

Page: 1

**Case Number:** 18-60485 BP  
**Case Name:** JERRY D. LAZA

**Trustee:** Michelle H. Chow  
**Bank Name:** Signature Bank  
**Account:** \*\*\*\*\*8469 - Checking  
**Blanket Bond:** \$300,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID#:** \*\*\_\*\*\*5693  
**Period Ending:** 05/14/21

1 Trans. Date	2 Check or Ref. #	3 Paid To / Received From	4 Description of Transaction	Uniform Tran. Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
10/02/20	Asset #27	Jerry Laza	Per order 08/31/2020 #67 Settlement Funds paid to the Estate	1249-000	260,015.00		260,015.00
11/02/20		Bank and Technology Fees	Bank and Technology Services Fee	2600-000		387.89	259,627.11
11/11/20	1001	Searcy & Searcy	Per Order 11/10/2020 #82 Trustee attorney fees and expenses	3210-000		37,700.00	221,927.11
11/11/20	1002	Searcy & Searcy	Per Order 11/10/2020 #82 Trustee attorney fees and expenses	3220-000		221.14	221,705.97
03/19/21	1003	Southside Bank	Dividend of 100.000000000%, Claim No.00001A.	4210-000		24,113.78	197,592.19
03/19/21	1004	City of Palestine	Dividend of 100.000000000%, Claim No.2A.	4210-000		1,050.00	196,542.19
03/19/21	1005	Estate of Jason Searcy	Dividend of 100.000000000%.	2100-000		8,125.75	188,416.44
03/19/21	1006	Michelle Chow	Dividend of 100.000000000%.	2100-000		8,125.00	180,291.44
03/19/21	1007	Michelle H. Chow	Dividend of 100.000000000%.	2200-000		252.35	180,039.09
03/19/21	1008	IRS	Dividend of 100.000000000%, Claim No.3.	5800-000		383.69	179,655.40
03/19/21	1009	Southside Bank	Dividend of 77.854937967%, Claim No.00001B.	7100-000		47,836.81	131,818.59
03/19/21	1010	City of Palestine	Dividend of 77.854937967%, Claim No.2B.	7100-000		129,269.25	2,549.34

# **Form 2** **Cash Receipts and Disbursements Record**

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**Case Number:** 18-60485 BP  
**Case Name:** JERRY D. LAZA  
**Taxpayer ID#:** \*\*\_\*\*\*5693  
**Period Ending:** 05/14/21

**Trustee:** Michelle H. Chow  
**Bank Name:** Signature Bank  
**Account:** \*\*\*\*\*8469 - Checking  
**Blanket Bond:** \$300,000.00 (per case limit)  
**Separate Bond:** N/A

1	2	3	4		5	6	7
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Receipts \$	Disbursements \$	Checking Account Balance
03/19/21	1011	LVNV Funding, LLC	Dividend of 77.854937967%, Claim No.4.	7100-000		2,549.34	0.00

<b>ACCOUNT TOTALS</b>	<b>260,015.00</b>	<b>260,015.00</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>260,015.00</b>	<b>260,015.00</b>	
Less: Payment to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$260,015.00</b>	<b>\$260,015.00</b>	

<b>TOTAL - ALL ACCOUNTS</b>	<b>Net Receipts</b>	<b>Net Disbursements</b>	<b>Account Balances</b>
Checking # *****8469	260,015.00	260,015.00	0.00
	<b>\$260,015.00</b>	<b>\$260,015.00</b>	<b>\$0.00</b>